



AUSTIN CITY COUNCIL
MINUTES

REGULAR MEETING
THURSDAY, OCTOBER 19, 2006

Invocation: Pastor Eloy Garcia, Southside Church of Christ

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, October 19, 2006 in the Council Chambers of City Hall, 301 W. 2nd Street, Austin, Texas.

Mayor Wynn called the Council Meeting to order at 10:22 a.m.

CONSENT AGENDA

The following items were acted on by one motion. No separate discussion or action occurred on any of the items. The consent items were approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

1. Approval of the minutes of the Austin City Council from the offsite annexation meeting of October 3, 2006, and the regularly scheduled meeting of October 5, 2006.
The minutes from the offsite annexation meeting of October 3, 2006, and the regularly scheduled meeting of October 5, 2006 were approved.
2. Authorize negotiation and execution of a one year Interlocal Agreement between the City of Austin and the Lower Colorado River Authority (LCRA), Austin, TX to promote the Water IQ water awareness campaign in an amount not to exceed \$344,500 (\$244,500 in in-kind services). Funding in the amount of \$100,000 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Recommended by the Water and Wastewater Commission.
The motion authorizing the negotiation and execution of an interlocal agreement was approved.
3. Approve an ordinance amending Ordinance No. 20060824-006 calling the November 7, 2006 Special Municipal Election to adopt changes to election day polling place locations, the list of precinct judges, and early voting locations; and authorize the City Clerk to enter such joint election agreements with other local political subdivisions as may be necessary for the orderly conduct of the election.
Ordinance No. 20061019-003 was approved amending Attachment 3 by adding Breckenridge Hospital as a half day polling place.
4. Approve an ordinance changing the name of the 3200 and 3300 blocks of Wabash Avenue to Medical Parkway. The processing fee of \$665.64 has been determined, for three street sign locations, at the corners of Wabash Avenue and 32nd Street, 33rd Street and 34th Street. A proposal to change the 3200

and 3300 blocks of street name Wabash Avenue to Medical Parkway has been initiated by the property owners of the 3200 and 3300 blocks of Wabash Avenue with 100% agreement by the property owners for the purpose of neighborhood enhancement. Staff has determined this request to be consistent with City regulations and recommends approval. AFD, APD, EMS and 911 Addressing concur with this street name change.

Ordinance No. 20061019-004 was approved.

5. Approve a resolution authorizing the issuance by Austin Convention Enterprises, Inc. of Convention Center Hotel revenue refunding bonds in an aggregate amount not to exceed \$325 million under specified parameters and authorizing the execution of documents necessary to effect the refunding transaction.
Resolution No. 20061019-005 was approved.
6. Authorize negotiation and execution of Renewal of and Amendment Two to the Interlocal Cooperation Agreement with Travis County for the provision of emergency medical services in Travis County to renew the agreement through Fiscal Year 2006-2007 and make amendments including the fees payable to City. Funding from Travis County in the amount of \$9,841,875 was included in the Fiscal Year 2006-2007 Operating Budget of the Emergency Medical Services Department.
The motion authorizing the negotiation and execution of the renewal and amendment two to the interlocal cooperation agreement was approved.
7. Authorize negotiation and execution of Renewal of and Amendment Two to the Interlocal Cooperation Agreement with Travis County for the provision of STAR Flight air ambulance services to renew the agreement through Fiscal Year 2006-2007 and make amendments including the monthly fee payable to City. Funding from Travis County in the amount of \$1,384,535 was included in the Fiscal Year 2006-2007 Budget of the Emergency Medical Services Travis County Reimbursed Fund.
The motion authorizing the negotiation and execution of the renewal and amendment two to the interlocal cooperation agreement was approved.
8. Approve execution of a contract with THE SALVATION ARMY, Austin, TX, to provide social services for homeless women and their dependent children in an amount not to exceed \$1,938,469 for the period October 1, 2006, through December 31, 2007, with three 12-month extension options in an amount not to exceed \$1,589,544 for the first extension option, \$1,629,283 for the second extension option, and \$1,670,015 for the third extension option; for a total four year contract amount not to exceed \$6,827,311. Funding in the amount of \$1,550,775 is available in the Fiscal Year 2006-2007 Approved Operating Budget of the Health and Human Services Department. Funding for the remaining three months of the contract and renewals is contingent upon available funding in future Operating Budgets.
The motion authorizing the execution of a contract was approved.
9. Approve a resolution requesting that the DAY LABOR COMMUNITY ADVISORY COMMITTEE review potential sites for a single day labor center in the southern part of the City and provide input to City management by January 31, 2007. Recommended by the Day Labor Community Advisory Committee on October 10, 2006.
Resolution No. 20061019-009 was approved.

Item 10 was pulled for discussion

11. Authorize negotiation and execution of an amendment to an outside counsel contract with Clarion Associates, LLC, Denver, CO, for legal services related to the consultation and drafting of new commercial development and design standards for the City, in an amount not to exceed \$68,000, for a total contract amount not to exceed \$164,000. This will cover the contract through the end of the project.

Funding in the amount of \$68,000 is available in the Fiscal Year 2006-2007 Capital Budget of the Neighborhood Planning and Zoning Department.

The motion authorizing the negotiation and execution of an amendment to a contract was approved.

12. Approve an ordinance authorizing acceptance of grant funds in the amount of \$617,218.50 from the Texas Department of Public Safety under Presidential Disaster Declaration FEMA 3216 E M resulting from the Hurricane Katrina evacuation; and amending the Fiscal Year 2006-2007 Neighborhood Housing and Community Development Operating Budget Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$617,218.50 for costs related to utility assistance for interim public housing. Funding is available from the Texas Department of Public Safety, Division of Emergency Management.
Ordinance No. 20061019-012 was approved.
13. Approve the negotiation and execution of a twelve-month contract with the AUSTIN TENANT'S COUNCIL, Austin, Texas, in an amount not to exceed \$264,928 for tenant-landlord counseling, technical assistance and mediation assistance related to the City Uniform Housing Code, and the federal Fair Housing Act. Funding is available in the Fiscal Year 2006-2007 Operating Budget of Neighborhood Housing and Community Development Community Development Block Grant funds. Funding is subject to Environmental Review and Fund Release.
The motion authorizing the negotiation and execution of a contract was approved.
14. Approve the negotiation and execution of an agreement in an amount not to exceed \$208,000 with the Austin Revitalization Authority, Austin, Texas, for the development of community parking lots on City owned property located at 1205 East 11th Street and 1400 East 12th Street to support future development along East 11th and 12th Streets. Funding is available in the Neighborhood Housing and Community Development Department HUD Section 108 Guarantee Loan Program.
The motion authorizing the negotiation and execution of an agreement was approved.
15. Approve a resolution electing not to allow the State of Texas to use local Homeland Security grant program funds for statewide projects. Funding in the amount of \$1,064,713 is available from the State of Texas, Governor's Division of Emergency Management.
Resolution No. 20061019-015 was approved.
16. Approve an ordinance establishing classifications and positions in the classified service of the Police Department; eliminating and creating certain positions; and repealing Ordinance No 20060911-006 relating to police department classifications and positions. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department.
Ordinance No. 20061019-016 was approved.
17. Approve a resolution authorizing acceptance of \$98,723 in grant funds from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS). Funding is available from the Fiscal Year 2006 COPS Technology Initiative Program for the grant period of November 22, 2005 to November 21, 2008. A cash match is not required.
Resolution No. 20061019-017 was approved.
18. Approve an ordinance authorizing the acceptance of \$94,100 in grant funds from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice; and amending the Fiscal Year 2006-2007 Austin Police Department Operating Budget Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$94,100 for the Austin Police Forensic Science Improvement Project. Funding in the amount

of \$94,100 is available from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice for the grant period of October 1, 2006 – September 30, 2007. No match is required.

Ordinance No. 20061019-018 was approved.

19. Approve an ordinance authorizing the acceptance of \$30,710 renewal grant funds from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice; and amending the Fiscal Year 2006-2007 Austin Police Department Operating Budget Special Revenue Fund of Ordinance No. 20060911-001 to appropriate \$30,710 for a total grant amount of \$145,710 for the purchase of equipment for DNA analysis. Funding in the amount of \$145,710 is available from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice for the grant period of October 1, 2006 – September 30, 2007. A match is not required.
Ordinance No. 20061019-019 was approved.
20. Authorize negotiation and execution of a professional services agreement with CARTER and BURGESS, INC., Austin, TX, for architectural and engineering services for Austin-Bergstrom International Airport Improvement Projects in an amount not to exceed \$1,500,000. Funding is available in the Fiscal Year 2006-2007 Capital Budget of the Aviation Department. Best qualification statement of nine statements received. 15.90% MBE and 14.20% WBE subconsultant participation. Recommended by the Austin Airport Advisory Commission.
The motion authorizing the negotiation and execution of a professional services agreement was approved.
21. Approve the negotiation and execution of a 120-month lease renewal for 27,520 square feet of warehouse and office space from PROLOGIS, Austin, TX, for the Blue Santa program and the Community Liaison program of the Austin Police Department, located at 4101 South Industrial Drive, Suite 260, in an amount not to exceed \$1,866,325.33, and authorize the execution of a 120-month sublease of approximately 1,000 square feet of the space to the Texas Music Museum, Inc. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department. Funding for the remaining contract period is contingent on available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal was approved.
22. Authorize negotiation and execution of a 36-month lease renewal of 2.52 acres of land and 3,000 square feet of office and warehouse improvements located at 5109 East Ben White, from 5005 B.W. LP, Austin, TX, for the Watershed Protection and Development Review Department, Pond Maintenance Program, in an amount not to exceed \$171,000. Funding is available in the Fiscal Year 2006-2007 Operating Budget of the Watershed Protection and Development Review Department. Funding for the remaining contract period is contingent on available funding in future budgets.
The motion authorizing the negotiation and execution of a lease renewal was approved.
23. Approve an ordinance to amend Section 12-4-41 of the City Code by adding a portion of Cedar Bend Drive to the list of streets having a maximum speed limit of 35 miles per hour at all times. Funding in the amount of \$300 is available in the Fiscal Year 2006-2007 Operating Budget of the Public Works Department for the installation of necessary signs.
Ordinance No. 20061019-023 was approved.
24. Approve a resolution changing the procurement methodology for the North Village Branch Library and the Twin Oaks Branch Library from the Competitive Sealed Proposal method of contracting for facility construction as permitted by Subchapter H of Chapter 271 of the Texas Local Government Code to the Competitive Bidding method of contracting.
Resolution No. 20061019-024 was approved.

25. Authorize award and execution of a 36-month requirements service contract with GREENVILLE TRANSFORMER CO. INC., Greenville, TX to provide refurbishment of distribution transformers in an estimated amount not to exceed \$206,614.38, with three 12-month extension options in an estimated amount not to exceed \$68,871.46 per extension option, for a total estimated contract amount not to exceed \$413,228.76. Funding in the amount of \$68,871.46 is available in the Fiscal Year 2006-2007 Operating Budget of Austin Energy. Funding for the remaining twenty-four months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements service contract was approved.
26. Authorize award and execution of a 24-month requirements supply contract with ACT PIPE & SUPPLY, Pflugerville, TX, for brass fittings of various types and sizes for the Austin Water Utility in an estimated amount not to exceed \$332,265, with two 12-month extension options in an estimated amount not to exceed \$207,666 per extension option, for a total estimated contract amount not to exceed \$747,597. Funding in the amount of \$152,288 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Funding for the remaining thirteen months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specifications of four bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements supply contract was approved.
27. Authorize award and execution of a 24-month requirements supply agreement with CALABRIAN CORPORATION, Lisle, IL, to provide liquid sulfur dioxide for the Austin Water Utility in an estimated amount not to exceed \$193,520, with two 12-month extension options in an estimated amount not to exceed \$120,950 for the first extension option and \$151,187 for the second extension option, for a total estimated contract amount not to exceed \$465,657. Funding in the amount of \$96,760 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Funding for the remaining 12 months of the original contract period and extension options will be contingent upon available funding in future budgets. Low bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore no goals were established for this solicitation.
The motion authorizing the award and execution of a requirements supply agreement was approved.
28. Authorize award and execution of a 24-month service agreement with THE HODGE GROUP, Kyle, TX, (MBE/MB) to provide janitorial services at the Austin Water Utility's Waller Creek facility in an amount not to exceed \$156,000, with two 12-month extension options in an amount not to exceed \$78,000 per extension option, for a total contract amount not to exceed \$312,000. Funding in the amount of \$71,500 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Funding for the remaining thirteen months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of six bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting Opportunities were identified; therefore no goals were established for this solicitation.
The motion authorizing the award and execution of a service agreement was approved.

29. Authorize award and execution of a 12-month requirements service agreement with WACHS UTILITY SERVICES, Wheeling, IL, to provide leak detection services for the Austin Water Utility in an estimated amount not to exceed \$74,700, with two 12-month extension options in an estimated amount not to exceed \$93,375 for the first extension option and \$116,719 for the second extension option, for a total estimated contract amount not to exceed \$284,794. Funding the amount of \$74,700 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Water Utility. Funding for the extension options will be contingent upon available funding in future budgets. Lowest bid of five bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting Opportunities were identified; therefore no goals were established for this solicitation. **The motion authorizing the award and execution of a requirements service agreement was approved.**
30. Authorize award, negotiation, and execution of a 36-month requirements service contract with RETRIEVER PAYMENT SYSTEMS INC., Houston, TX, for Visa and MasterCard credit card processing services in an estimated amount not to exceed \$1,017,194, with three 12-month extension options in an estimated amount not to exceed \$438,036 for the first extension option, \$498,762 for the second extension option, and \$567,580 for the third extension option, for an estimated total contract amount not to exceed \$2,521,572. Funding in the amount of \$339,064.68 is available in the Fiscal Year 2006-2007 Operating Budgets of various departments. Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets. Best evaluated proposal of eight proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. **The motion authorizing the award, negotiation, and execution of a requirements service contract was approved.**
31. Authorize award and execution of a 24-month requirements supply agreement with MILLER UNIFORMS & EMBLEMS, INC., Austin, TX for the purchase of reversible windbreakers in an estimated amount not to exceed \$95,584, with two 12-month extension options in an estimated amount not to exceed \$47,792 per extension option, for a total estimated contract amount not to exceed \$191,168. Funding in the amount of \$47,792 is available in the Fiscal Year 2006-2007 Operating Budget of the Austin Police Department. Funding for the remaining 12 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of four bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation. **The motion authorizing the award and execution of a requirements supply agreement was approved.**
32. Approve the City of Austin Fiscal Year 2006-2007 Investment Policy. Approved by the Audit and Finance Committee Meeting. **The motion adopting the City of Austin Fiscal Year 2006-2007 Investment Policy was approved.**
33. Approve an ordinance waiving the development regulations of Ordinance No. 20060309-058 to allow the construction of an addition to an existing single family residence at 1418 Preston Avenue, Austin, TX. **Ordinance No. 20061019-033 was approved.**
34. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.

The following appointments were made:

<u>Board/ Appointee</u>	<u>Consensus/ Council Nominee</u>	<u>Appointment/ Reappointment</u>
<u>Commission for Women</u> Lora Ann Gerson	Council Member Leffingwell's	Appointment
<u>Design Commission</u> Holly Kincannon	Council Member Kim's	Appointment
<u>Ethics Review Commission</u> Lisa Tsai	Council Member Kim's	Confirmation
<u>Human Rights Commission</u> Dewayne Lofton	Council Member Cole's	Appointment
<u>Residential Design and Compatibility Commission</u>		
William Burkhardt	Mayor Wynn's	Appointment
Keith L. Jackson	Council Member Cole's	Appointment
Chris Krager	Council Member Kim's	Appointment
Chuck Mains	Mayor Pro Tem Dunkerley's	Appointment
Karen McGraw	Council Member McCracken's	Appointment
<u>Urban Forestry Board</u> Alvin Washington	Council Member Kim's	Appointment
<u>Water and Wastewater Commission</u> Dale Gray	Council Member Martinez'	Appointment

- 35. Approve a resolution directing the City Manager to develop a comprehensive master plan for improvements to Barton Springs Pool. (Council Member Sheryl Cole Mayor Pro Tem Betty Dunkerley Council Member Lee Leffingwell)
Resolution No. 20061019-035 was approved.
- 36. Approve a resolution extending the amount of time the Affordable Housing Task Force has to present proposals to the Planning Commission and Community Development Commission from 120 days to 180 days. (Council Member Jennifer Kim Mayor Pro Tem Betty Dunkerley Council Member Brewster McCracken)
Resolution No. 20061019-036 was approved.
- 37. Approve a resolution directing the Ethics Review Commission to make recommendations to the Council relating to enhancing the enforceability of anti-lobbying provisions in City solicitations and amendments to Chapter 2-7 of the City Code. (Council Member Lee Leffingwell Mayor Pro Tem Betty Dunkerley Mayor Will Wynn)
Resolution No. 20061019-037 was approved.
- 38. Approve a resolution setting a public hearing to consider a motion to rescind a March 23, 2006 Council action changing the street name of Pauling Falls Cove to California Cove and repeal Ordinance No.

20060312-004 (Suggested date and time: November 16, 2006 at Austin City Hall, 301 West Second Street, at 6:00 p.m) (Council Member Brewster McCracken Council Member Lee Leffingwell)
Resolution No. 20061019-038 was approved.

- 39. Approve waiver of the signature requirement under Chapter 14-8 of the Code for 3M’s Half Marathon and Relay to be held on January 28, 2007. (Mayor Will Wynn Council Member Jennifer Kim Council Member Brewster McCracken)
The motion authorizing waiver of the signature requirement was approved.
- 40. Approve waiver of certain fees for the American Diabetes Association’s “America’s Walk for Diabetes” to be held on November 18, 2006. (Mayor Will Wynn Mayor Pro Tem Betty Dunkerley Council Member Brewster McCracken)
The motion authorizing the waiver of certain fees was approved.
- 41. Authorize waiver of certain fees for the “Stand Down Austin” event to be held November 3 and 4, 2006, at the Cantu-Pan American Recreation Center. (Mayor Pro Tem Betty Dunkerley Council Member Lee Leffingwell Mayor Will Wynn)
The motion authorizing the waiver of certain fees was approved.
- 42. Authorize certain payments and approve waiver of fees and certain requirements under Chapter 14 of the Code for the Royce West Governor for a Day Parade to be held on November 18, 2006. (Mayor Will Wynn Council Member Sheryl Cole Mayor Pro Tem Betty Dunkerley)
The motion authorizing certain payments, waiver of fees and certain requirements was approved.
- 43. Approve waiver of certain Park rental fees and certain requirements for the Long Center Reception to be held on November 10, 2006. (Mayor Will Wynn Council Member Jennifer Kim Mayor Pro Tem Betty Dunkerley)
The motion authorizing the waiver of certain park rental fees and certain requirements was approved.
- 44. Approve reimbursement of certain Park Rental fees for the ADAPT 21st Birthday Bash, which was held on October 15, 2006. (Mayor Will Wynn Council Member Lee Leffingwell Council Member Mike Martinez)
The motion authorizing the reimbursement of certain park rental fees was approved.
- 45. Approve reimbursement of certain fees under Chapter 14 of the Code for the AMLI Criterion, which was held on October 6, 2006. (Council Member Brewster McCracken Council Member Mike Martinez Mayor Will Wynn)
The motion authorizing reimbursement of certain fees was approved.
- 46. Approve reimbursement of Health Department Temporary Vending Permit Fees for the Austin Museum of Art’s La Dolce Vita, which was held at the Laguna Gloria on October 12, 2006. (Mayor Will Wynn Council Member Mike Martinez)
The motion authorizing reimbursement of fees was approved.
- 47. Approve the reimbursement of fees under Chapter 14 of the City Code for Austin Independent School District’s Mathew’s Elementary School 90th Anniversary which was held on September 25, 2006. (Mayor Pro Tem Betty Dunkerley Council Member Brewster McCracken Council Member Lee Leffingwell)
The motion authorizing the reimbursement of fees was approved.

- 48. Approve reimbursement of certain park rental fees for the Central Texas Afterschool Network’s Breakfast of Champions, which was held at the Carver Library and Museum on October 12, 2006. (Mayor Will Wynn Council Member Jennifer Kim Council Member Brewster McCracken)
The motion authorizing the reimbursement of certain park rental fees was approved.

- 49. Set a public hearing to consider floodplain management regulation variances requested by Louis Williams III and Andrea Williams to allow construction of an addition to the residence at 8312 Millway Drive in the 100-year and 25-year floodplains of Shoal Creek and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain by deleting the footprint of the residence from the easement-dedication requirement. (Suggested date and time: November 2, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX.)
The public hearing was set for November 2, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX.

- 50. Set a public hearing to consider variance requests by Mr. Matt Worrall to allow construction of a single-family residence at 1115 Desirable Drive in the 25-year and 100-year floodplains of Tannehill Branch and to waive the requirement to dedicate a drainage easement to the full limit of the 100-year floodplain for the footprint of the residence. (Suggested date and time: November 2, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX.)
The public hearing was set for November 2, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX.

- 51. Set a public hearing to consider the use of parkland for roadway improvements as part of the Cesar Chavez Conversion Project through dedicated parkland known as Town Lake Park, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: November 16, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, TX). Preliminary plan recommended by the Urban Transportation Commission (8/15/05), Downtown Commission (8/17/05), Design Commission (8/22/05), and Parks Board (8/23/05).
The public hearing was set for November 16, 2006 at 6:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, Tx.

Item 52 was a briefing set for 10:00 a.m.

Items 53 through 54 were Executive Session items.

Item 55 was a bond sale set for 2:00 p.m.

Item 56 was a briefing set for 2:00 p.m.

Items 57 through 72 were zoning items set for 4:00 p.m.

Items 73 through 76 were zoning items set for 6:00 p.m.

DISCUSSION ITEM

- 10. Authorize the negotiation and execution of professional service agreements with: (1) National Economic Research Associates, Inc. (NERA), Austin, TX, in an amount not to exceed \$426,380; (2) Colette Holt & Associates, Chicago, IL, in an amount not to exceed \$30,000; and (3) Andrews & Kurth, L.L.P., Austin, TX, in an amount not to exceed \$170,000; for economic consulting and legal services related to the City’s

Minority-Owned and Female-Owned Business Enterprise Program (MBE/WBE), including conducting and implementing an updated availability and disparity study of minority-owned and women-owned businesses, for a total amount not to exceed \$626,380. Funding in the amount of \$626,380 is available in the Fiscal Year 2006-2007 Operating and Capital Budgets of various General Fund and Enterprise Fund Departments.

The motion authorizing the negotiation and execution of the professional service agreements was approved on Council Member Kim’s motion, Council Member Martinez’ second on a 7-0 vote.

Briefing

- 52. Presentation and update on the City’s Green Water Treatment Plant Decommissioning and Site Redevelopment.

The presentation was made by Laura Huffman, Assistant City Manager; Chris Lippe, Director of Austin Water Utility; Mike Kelley, Watershed Protection and Development Review; Sondra Creighton, Public Works Department; and Sue Edwards, Director of Economic Growth and Redevelopment Services.

CITIZEN COMMUNICATION: GENERAL

Linda Hutson - We would like for the City Council to enforce NOT SMOKING at PUBLIC BUS STOPS
She was not present when her name was called.

Casey Magnuson - Texas PTA - Go Green Summit

Andy Jones - Go Green Summit - Conservation Texas (Parent @ Bryker Woods Elementary)

Joani Hughes - The Land of MLK & HONI

Lanora Givens - Property

Susan Schaffel - Cats Indoor Campaign

Dr. Paul L. Barows - Cats Indoor Campaign

Girard Kinney - McMansion Ordinance

Pat Johnson - APD Wrecker Enforcement Unit Protecting Motorist

Mayor Wynn recessed the Council Meeting to go into Executive Session at 12:37 p.m.

EXECUTIVE SESSION

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

53. Discuss legal issues concerning the consideration of economic and environmental impacts in zoning. (Private Consultation with Attorney - Section 551.071)
54. Discuss acquisition of an interest in real property for Open Space Project, to be funded by proposed November 2006 bonds. (Real Property - Section 551.072)

Executive Session ended and Mayor Wynn called the Council Meeting back to order at 2:56 p.m.

BOND SALE

55. Approve an ordinance authorizing the issuance of City of Austin, Texas, Electric Utility System Revenue Refunding Bonds, Series 2006A, in the approximate amount of \$140,000,000 and approval of all related documents. Funding in the amount of \$4,023,396 is available in the first year debt service requirement and \$250 annual administration fee for the paying agent/registrar for the proposed bond sale was included in the Fiscal Year 2006-2007 Budget of the Utility Revenue Bond Redemption Fund.
Ordinance No. 20061019-055 in the amount of \$137,800,000 was approved on Council Member Cole's motion, Mayor Pro Tem Dunkerley's second on a 6-0 vote. Council Member Kim was off the dais.

Briefing

56. Presentation by Downtown Works, a division of Economics Research Associates (ERA) on the implementation of the Downtown Retail Strategy, focusing on East and West Sixth Street.
The presentation was made by Sue Edwards, Director of Economic Growth and Redevelopment Services, and Midge McCaully, ERA Downtown Works.

ZONING (HEARINGS CLOSED)

57. C14-05-0085 - Powers 20 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11520 North IH-35 Service Road Southbound (Walnut Creek Watershed) from general office (GO) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. First reading approved on March 2, 2006. Vote: 7-0. Applicant: Frank Alattar/Fred Powers. Agent: Fred Powers. City Staff: Jorge E. Rousselin, 974-2975.
This item was postponed to November 2, 2006 at staff's request on Council Member McCracken's motion, Mayor Wynn's second on a 6-0 vote. Council Member Kim was off the dais.
58. C14-06-0079 - Bluebonnet Creek - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2215 Bluebonnet Lane (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. First reading approved on August 24, 2006. Vote: 7-0. Second reading approved on September 28, 2006. Vote: 7-0. Applicant and Agent: David Ward. City Staff: Robert Heil, 974-2330. A valid petition has been filed in opposition to this rezoning request.
Ordinance No. 20061019-058 for multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning with the following amendments was approved on Mayor Pro Tem Dunkerley's motion, Council Member Martinez' second on a 5-2 vote. Those voting aye were: Mayor Wynn, Mayor Pro Tem Dunkerley, Council Members Cole, Kim, and Martinez. Those voting nay were: Council Members Leffingwell and McCracken. The amendments were to delete the two story restriction but allow a maximum height of 35 feet within 75 feet of the Bluebonnet Lane right-of-way.

59. C14H-05-0017 – Baugh-Colby House - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1102 Enfield Road (Shoal Creek Watershed) from multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning to multi-family residence-medium density-historic-neighborhood plan (MF-3-H-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-medium density-historic-neighborhood plan (MF-3-H-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-medium density-historic-neighborhood plan (MF-3-H-NP) combining district zoning. Applicant: Historic Landmark Commission. City Staff: Steve Sadowsky, 974-6454. A valid petition has been filed in opposition to this rezoning request. A valid petition has been filed in opposition to this rezoning request.

This item was postponed to November 16, 2006 at the owner's request on Council Member McCracken's motion, Council Member Leffingwell's second on a 7-0 vote.

ZONING CONSENT ITEMS

The following zoning items were acted on by one motion. No separate discussion or action occurred on any of the items. The public hearings were closed and consent items were approved on Council Member Leffingwell's motion, Council Member Cole' second on a 7-0 vote.

60. EAST 12th STREET NEIGHBORHOOD CONSERVATION COMBINING DISTRICT (East 12th Street from IH-35 to Poquito) - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning the following locally known properties: C14-06-0033 (Tract 1)- 800-900 block of E. 12th Street (north side) between Orlander Street and IH-35; 800-950 E. 12th Street (even numbers) from commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0034 (Tract 2) - 1000 E. 12th Street (north side) (between Orlander Street and Waller Street); 1000-1028 E. 12th Street (even numbers)(Boggy Creek and Waller Creek Watersheds) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0035 (Tract 3) - 1100 block of E. 12th Street (north side) between Waller Street and Navasota Street; 1100-1150 E. 12th Street (even numbers) (Boggy Creek and Waller Creek Watersheds) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0036 (Tract 4) - 1200 block of E. 12th Street (north side) between Navasota Street and San Bernard Street; 1200-1250 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) C14-06-0037 (Tract 5) - 1300 block of E. 12th Street (north side) between San Bernard Street and Angelina Street; 1300-1350 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning and multi-family residence-moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0038 (Tract 6) 1400 block of E. 12th Street (north side) between Angelina Street and Comal Street; 1400-1450 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning and general commercial services-historic-neighborhood plan (CS-H-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district neighborhood plan (CS-MU-NCCD-NP) and general commercial services-historic-neighborhood conservation combining district-neighborhood plan (CS-H-NCCD-NP) combining district zoning. C14-06-0039 (Tract 7) - 1500 and 1600

block of E. 12th Street (north side) (between Comal Street & Leona Street); 1500-1625 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0040 (Tract 8) - 1700 block of E. 12th Street (north side) between Leona Street and Salina Street; 1700-1750 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0041 (Tract 9) 1800 block of E. 12th Street (north side) between Salina Street and Chicon Street; 1800-1850 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning and commercial liquor sales-neighborhood plan (CS-1-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning and commercial liquor sales-neighborhood conservation combining district-neighborhood plan (CS-1-NCCD-NP) combining district zoning. C14-06-0043 (Tract 10) 1900 block of E. 12th Street (north side) (between Chicon Street and Poquito Street); 1900-1950 E. 12th Street (even numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0044 (Tract 11) - 900 block of E. 12th Street (south side) (between Branch Street and Curve Street); 901-951 E. 12th Street (odd numbers) from general commercial services-neighborhood plan (CS-NP) combining district zoning; community commercial-neighborhood plan (GR-NP) combining district zoning; community commercial-mixed use-historic-neighborhood plan (GR-MU-H-NP) combining district zoning and family residence-neighborhood plan (SF-3-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. C14-06-0045 (Tract 12) 1000-1115 block of E. 12th Street (south side) (between Curve Street and Waller Street; 1001-1115 E. 12th Street (odd numbers) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning and general commercial services-mixed use-historic-conditional overlay-neighborhood plan (CS-MU-H-CO-NP) combining district zoning to urban family residence-neighborhood conservation combining district-neighborhood plan (SF-5-NCCD-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood conservation combining district-neighborhood plan (CS-MU-H-CO-NCCD-NP) combining district zoning. C14-06-0046 (Tract 13) - 1121 E. 12th Street, from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning. C14-06-0047 (Tract 14) 1200 block of E. 12th Street (south side) between Navasota Street and San Bernard Street; 1201-1251 E. 12th Street (odd numbers) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning. C14-06-0048 (Tract 15) 1300 and 1400 block of E. 12th Street (south side) between San Bernard St. & Comal St.; 1301-1451 E. 12th Street (odd numbers); NCCD Sub-District 2 and Sub-district 3; southwest corner of Comal St. & E 12th St., from community commercial-neighborhood plan (GR-NP) combining district zoning; neighborhood commercial-neighborhood plan (LR-NP) combining district zoning; multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning and family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-neighborhood conservation combining district-neighborhood plan (GR-NCCD-NP) combining district zoning; neighborhood commercial-neighborhood conservation combining district-neighborhood plan (LR-NCCD-NP) combining district zoning; multi-family residence-medium density-neighborhood conservation combining district-neighborhood plan (MF-3-NCCD-NP) combining district zoning and family residence-neighborhood conservation combining district-neighborhood plan (SF-3-NCCD-NP) combining district zoning. C14-06-0049 (Tract 16) - 1500 block of E. 12th Street (south side) between

Comal Street and Leona Street; 1501-1651 E. 12th Street (odd numbers) from community commercial-historic-neighborhood plan (GR-H-NP) combining district zoning; multi-family residence-moderate high-neighborhood plan (MF-4-NP) combining district zoning to community commercial-historic-mixed use-neighborhood conservation combining district-neighborhood plan (GR-H-MU-NCCD-NP) combining district zoning. C14-06-0050 (Tract 17) - 1700 and 1800 blocks of E. 12th Street (south side) between Leona Street & Chicon Street; 1701-1851 E. 12th Street (odd numbers); NCCD Sub-District 2; from community commercial-neighborhood plan (GR-NP) combining district zoning to community commercial-mixed use-neighborhood conservation combining district-neighborhood plan (GR-MU-NCCD-NP) combining district zoning. C14-06-0051 (Tract 18) 1900 block of E. 12th Street (south side) (between Chicon Street and Poquito Street); 1901-1951 E. 12th Street (odd numbers); NCCD Sub-District 2; from general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning to general commercial services-mixed use-neighborhood conservation combining district-neighborhood plan (CS-MU-NCCD-NP) combining district zoning. To be reviewed by Planning Commission on September 26, 2006. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil, 974-2330.

This item was withdrawn by staff.

61. C14-06-0066 - Furrows North - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13427 Pond Springs Road (Lake Creek Watershed) from interim-rural residence (I-RR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Staff Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 1 and community commercial-conditional overlay (GR-CO) combining district zoning for Tract 2. Applicant: Furrows North Properties, Ltd. (John Lewis, President). Agent: John Lewis Company (Graham Carter). City Staff: Sherri Sirwaitis, 974-3057.
This item was postponed to November 16, 2006 at the neighborhood's request.
62. C14-06-0156.SH - Jansen 16 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6200 Loyola Lane (Walnut Creek Watershed) from multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning and community commercial-mixed use (GR-MU) combining district zoning to multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. Staff Recommendation: To grant multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning. Applicant: Park Place at Loyola, L.P. (Chue Nahayina). Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.
Ordinance No. 20061019-062 for multi-family residence-medium density-conditional overlay (MF-3-CO) combining district zoning was approved.
63. C14-06-0135 - Private Mini Storage - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 604 and 700 Corral Lane and 7116 South IH-35 Service Road Southbound (South Boggy Creek Watershed) from single-family residence-standard lot (SF-2) district zoning and family residence (SF-3) district zoning to general commercial services (CS) district zoning. Staff Recommendation: To deny general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: Case withdrawn by applicant. Applicant: Amy Trost and Christopher Masey; DL Chase Investments (Daniel Case). Agent: Lopez-

Phelps & Associates, LLP (Amelia Lopez-Phelps). City Staff: Wendy Walsh, 974-7719. A valid petition has been filed in opposition to this rezoning request.

This item was withdrawn by the applicant.

64. C14-06-0076 - Stonegate Pharmacy - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2501 West William Cannon Drive (Williamson Creek Watershed) from limited office-conditional overlay (LO-CO) combining district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Staff Recommendation: To grant neighborhood commercial-conditional overlay (LR-CO) combining district zoning. Zoning and Platting Commission Recommendation: Applicant requested an indefinite postponement. Applicant: A-K-C William Cannon, L.P. (John Cummings). Agent: Brown McCarroll, L.L.P. (Nikelle S. Meade). City Staff: Wendy Walsh, 974-7719.
This item was withdrawn by the applicant.
65. C14-06-0078 - South IH-35 Transit Facility - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7902-7926 South IH-35 Service Road Southbound (South Boggy Creek Watershed) from community commercial (GR) district zoning to limited industrial service-planned development area (LI-PDA) combining district zoning. Staff Recommendation: limited industrial service-planned development area (LI-PDA) combining district zoning. Zoning and Platting Commission Recommendation: To be reviewed on November 7, 2006. Applicant: Rock Realty, Inc. (John McCormack); Capital Metropolitan Transit Authority (Fred Gilliam). Agent: Doucet & Associates (Carol M. Stewart). City Staff: Wendy Walsh, 974-7719.
This item was postponed to November 16, 2006 at staff's request.
66. C14-06-0172 - Arboretum Retirement Community - Conduct a public hearing and approve and ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11601 Jollyville Road (Walnut Creek Watershed) from limited office (LO) district zoning to community commercial-mixed use (GR-MU) combining district zoning for Tract 1 and limited office-mixed use (LO-MU) combining district zoning for Tract 2. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Zoning and Platting Commission Recommendation: Applicant: JV Road Limited, Texas Limited Partnership (Michael R. Young). Agent: Lopez-Phelps & Associates (Amelia Lopez-Phelps). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.
This item was postponed to November 16, 2006 at the neighborhood's request.
67. C14-06-0161 - Southpark Meadows Building 19 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9200-9250 Cullen Lane (Slaughter Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Applicant: SP Meadows Central, Ltd. (Andy Pastor). Agent: Cunningham-Allen, Inc. (Jana Rice). City Staff: Wendy Walsh, 974-7719.
This item was postponed to November 2, 2006 at the neighborhood's request.
69. C14-06-0120 - Martin 1 & 2 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 101-103 East Braker Lane (Shoal Creek Watershed) from limited office (LO) district zoning to neighborhood commercial (LR) district zoning. Staff Recommendation: To deny neighborhood commercial (LR) district zoning. Zoning and Platting

Commission Recommendation: To deny neighborhood commercial (LR) district zoning. Applicant: Billie A. Martin. Agent: Jim Bennett. City Staff: Jorge E. Rousselin, 974-2975.
This item was sent back to the Zoning and Platting Commission for addition review.

Mayor Wynn recessed the Council Meet at 5:30 p.m.

LIVE MUSIC

Michael Ramos

PROCLAMATIONS

Certificates of Appreciation -- PARD Partners in the Arts Award Winners -- to be presented by Mayor Will Wynn and to be accepted by the honorees

Proclamation -- Archives Week -- to be presented by Mayor Will Wynn and to be accepted by Ben Grillot and Sarah Quigley

Proclamation -- Dyslexia Awareness Day -- to be presented by Mayor Will Wynn and to be accepted by Linda Gladden

Distinguished Service Award In Memoriam -- Lydia Eva Gonzales-Cunningham -- to be presented by Mayor Will Wynn and City Manager Toby Hammett Futrell and to be accepted by Alan Cunningham

Proclamation -- Entrepreneur Month -- to be presented by Mayor Pro Tem Betty Dunkerley and to be accepted by Rosy Jalifi

Proclamation -- Save for Retirement Week -- to be presented by Mayor Pro Tem Betty Dunkerley and to be accepted by Carl Lynch

Proclamation -- Raise the Roof -- to be presented by Council Member Sheryl Cole and to be accepted by Paul Hilgers

Mayor Wynn called the Council Meeting back to order at 6:30 p.m.

ZONING DISCUSSION ITEMS

68. C14-05--0145 - Redeemer Presbyterian Church - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2015 Alexander Avenue (Boggy Creek Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning. Staff Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to change a condition of zoning. Applicant: Redeemer Presbyterian Church. Agent: Armbrust & Brown (Richard Suttle). City Staff: Robert Heil, 974-2330.
The motion to approve the first reading of the ordinance with a 60 foot height limit for the sanctuary footprint only, requiring compliance with the existing design standards, and scheduling a

continuance of the public hearing for November 16 was approved on Council Member McCracken's motion, Mayor Pro Tem Dunkerley's second on a 6-1 vote. Council Member Kim voted no. Staff was directed to investigate how Council could require compliance with a Station Area Plan Code when it is developed in the future.

70. C14-06-0134 - Lake Line Austin Development, Ltd.; Lakeline Commons - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as North F.M. 620 Road and Ridgeline Boulevard (Lake Creek Watershed) from commercial highway (CH) district zoning; general commercial services (CS) district zoning; community commercial services-conditional overlay (GR-CO) combining district zoning; and limited office-conditional overlay (LO) combining district zoning to community commercial-mixed use (GR-MU) combining district zoning. Staff recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2. Applicant: PSI (Ralph Reed). Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Sherri Sirwaitis, 974-3057.

The motion to close the public hearing and approve the first reading for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning for Tract 1 and limited office-conditional overlay (LO-CO) combining district zoning for Tract 2 with the following exception was approved on Council Member Leffingwell's motion, Council Member Cole's second on a 6-0 vote. Council Member Martinez was off the dais. The exception was to allow a 45 foot building height with a 200 foot setback. Staff was directed to bring back in the ordinance or in the form of a restrictive covenant those items requested by the neighborhood and agreed to by the applicant.

71. C14-06-0142 - Ed's Mountain Shadow - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8800 and 8702 Sky Mountain Drive (Williamson Creek Watershed - Barton Springs Zone) from rural residence (RR) district zoning to warehouse limited office (W/LO) district zoning. Staff Recommendation: To deny warehouse limited office (W/LO) district zoning. Planning Commission Recommendation: To deny warehouse limited office (W/LO) district zoning. Applicant: Judith Elain Legget. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.

The motion to close the public hearing and deny the rezoning request was approved on Council Member Leffingwell's motion, Council Member Cole's second on a 6-0 vote. Council Member McCracken was off the dais.

72. C14-06-0158 - Oasis in West Campus - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1801 Nueces Street ((Shoal Creek Watershed) from general office (GO) district zoning to downtown mixed use (DMU) district zoning. Staff Recommendation: to grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Applicant: Oasis in West Campus (Darryl L. Mobley). Agent: Carter Design Associates (Donna D. Carter). City Staff: Jorge E. Rousselin, 974-2975. A valid petition has been filed in opposition to this rezoning request.

The motion to close the public hearing and approve the first reading of the ordinance for downtown mixed use-conditional overlay (DMU-CO) combining district zoning was approved on Council Member Cole's motion, MPT Dunkerley's second on a 7-0 vote. This includes the provisions outlined in letters from the Carter firm dated October 17 and 19, 2006 and the pedestrian friendly

sidewalks pursuant to the design standards. Staff was instructed to review the design standards to see if any other provisions would apply to this site.

The motion to waive the rules and allow Council to meet after 10 p.m. was approved on Council Member McCracken's motion, Council Member Cole's second on a 7-0 vote.

ZONING

73. NPA-05-0021 - Approve an ordinance amending the Austin Tomorrow Comprehensive Plan by adopting the East Riverside/Oltorf Combined Neighborhood Plan. The combined planning area is bounded by IH-35 on the west, Town Lake and the Colorado River on the north, Grove Boulevard and Montopolis Drive on the east and State Highway 71 (Ben White Boulevard East) on the south.

The motion to approve on first reading East Riverside/Oltorf Combined Neighborhood Plan save and except for the following: A) Contested tracts to be discussed as separate motions: 203, 222, 37, 39, 41, 43, 43A, 44, 45, 45A, 45B, 46, 47, 49, 50 and the IRS site (1800 ½, 1804 ½, 1806 ½, 3601, 3651, 3651 ½, 3605 ½ IH-35 Service Road NB, 1615 and 1619 Woodward Street); and B) Tracts to be withdrawn from the Neighborhood Plan for future discussion as listed on Attachment A-1 (distributed to Council) was approved on Council Member McCracken's motion, Council Member Cole's second on a 7-0 vote.

The motion to amend on first reading the future land use map to Civic use for the IRS Site at 1800 ½, 1804 ½, 1806 ½, 3601, 3651, 3651 ½, 3605 ½ IH-35 Service Road NB, 1615 and 1619 Woodward Street was approved on Mayor Pro Tem Dunkerley's motion, Council Member Leffingwell's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 222 at 4600, 4604 E. Ben White Boulevard to Office was approved on Council Member McCracken's motion, Mayor Wynn's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 203 at 2600, 2600 ½ S. Pleasant Valley Road to Single Family was approved on Council Member Leffingwell's motion, Council Member McCracken's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 37 at 2109-2237 E. Riverside Dr. (Burton Terrace Sec 1-A Amended, lots 4 and 5, and Riverside Drive Plaza Joint Venture, lots 8-9 except for the 10,012 SF tract of land out of Lot 9 as described in Tract 38) and 1700-1702 Willow Creek Dr. (Riverside Drive Plaza Joint Venture Lots 10-11) to Mixed Use was approved on Council Member McCracken's motion, Mayor Wynn's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 39 at 1701, 1703, 1705, 1707, 1709, 1711 and 1713 Burton Dr. to Mixed Use/Office was approved on Council Member Kim's motion, Council Member Martinez' second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 41 at 2017 E. Riverside Dr. (a 12,695 SF tract of land, comprised of three tracts of land, one containing 4,305 SF, one 2,648 SF, and the last 5,742 SF, out of Lot 11D of the Second Resubdivision of Colorado Hills Estates Sect) to Mixed Use was approved on Council Member McCracken's motion, Council Member Cole's second on a 6-1 vote. Council Member Kim voted nay.

The motion to amend on first reading the future land use map for Tract 43 at 2003-2023 E. Riverside Drive; 1407 ½ Royal Crest Drive (excluding portions identified in Tracts 41, 42 and 44) to Mixed Use was approved on Council Member McCracken's motion, Council Member Cole's second on a 6-1 vote. Council Member Kim voted nay.

The motion to amend on first reading the future land use map for Tract 44 at 2003 E. Riverside Dr. (5,983 SF tract of land out of Lot 11C of the First Resubdivision of Colorado Hills Estates) to Mixed Use, was approved on Council Member McCracken's motion, Council Member Cole's second on a 6-1 vote. Council Member Kim voted nay.

The motion to amend on first reading the future land use map for Tract 43A at 2001 E. Riverside Drive to Mixed Use, was approved on Council Member Cole's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 45 at 1801-1919 E. Riverside Dr. (Lot B River Hills Addition) except for the portion described in Tract 45A & Tract 45B to Mixed Use was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 45A at 1805-1909 E. Riverside (a 6,490 SF tract of land out of Lot 10 of Colorado Hills Estates, Section 5) to Mixed Use was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 45B 1905 E. Riverside Dr. (1,987 SF tract of land out of Lot B River Hills Addition) to Mixed Use was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 46 at 1605 E. Riverside Drive to Commercial was approved on Council Member McCracken's motion, Council Member Martinez' second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 47 at 1005-1007 Summit St. (Lot 3 less the north 24 feet of Thomas and Burch Subdivision) to Mixed Use/Office was approved on Council Member McCracken's motion, Council Member Cole's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 49 at 1301 S. I-35 Service Road NB (Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park save and except the portion described in Tract 50) to Mixed Use, was approved on Mayor Pro Tem Dunkerley's motion, Council Member Cole's second on a 7-0 vote.

The motion to amend on first reading the future land use map for Tract 50 at 1301 S. IH-35 Service Road NB (a 0.2 acre tract, more or less, out of Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park, comprised of the east 50 feet west of and parallel to the western property line of Lot 11, Block 10, Bellevue Park Subdivision) to Office, was approved on Mayor Pro Tem Dunkerley's motion, Council Member Cole's second on a 7-0 vote.

Due to input from the neighborhood during the meeting, staff recommended that the Time Insurance and Time Two sites be withdrawn from Council's previous action approving the East

Riverside/Oltorf Combined Neighborhood Plan and hold these two tracts for future discussion because of ongoing zoning case and there was no objection from Council.

Council directed staff to bring back the mobile food vending ordinance as one of the neighborhood planning tools.

74. C14-05-0111 – Parker Lane Neighborhood Plan Combining District - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by Oltorf Street, on the east by Montopolis Drive, on the south by Ben White Blvd./US 71, and on the west by IH-35 (Blunn, Carson, Country Club, Harpers Branch, Town Lake, Williamson Watersheds). The proposed zoning change will create the Parker Lane Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 14 tracts (within the planning area of 1,130.72 acres). Under the proposed Parker Lane NPCD, “Small Lot Amnesty”, “Garage Placement”, “Impervious Cover and Parking Placement Restrictions” are proposed for the entire area. “Prohibited Parking in the Front Yard” is proposed for the entire area except for the Burleson Heights and Terrilance Subdistricts. The Burleson Heights Subdistrict is generally described as a triangular shaped area bounded by the northern boundary of the Burleson Road Heights Subdivision to the north, the eastern boundary of the Burleson Road Heights Subdivision on the east to the eastern boundary of the Polvado Subdivision southward to a point at Burleson Road near the intersection of Santa Monica Drive, and the western boundary of the Burleson Road Heights Subdivision to Burleson Road on the west. The Subdistrict includes Douglas Street, Princeton Drive, Ware Road, Benjamin Street and a portion of Burleson Road. The Terrilance Subdistrict is generally described as the area bounded by the northern boundaries of the Reissig Heights Subdivision No. 3 and Markhills Subdivision on the north, the eastern boundary of Markhills Subdivision to the east, the southern boundaries of Reissig Heights Subdivision No.2 and the Markhills Subdivision on the south, and Burleson Road on the west. The Subdistrict includes Terrilance Drive and a portion of Pleasant Valley Road. The “Urban Home” special use is proposed for the Parker Lane, and Mission Hill Subdistricts. The Parker Lane Subdistrict includes the lots adjoining the east side of Parker Lane between Carlson Drive and Wickshire Lane within the Greenbriar Subdivision, Section Two, Resub of Block F. The Mission Hill Subdistrict includes the lots adjoining the north and south sides of Mission Hill Drive within the Mission Hill and Mission Hill Section Four Subdivisions and the lots adjoining the south side of Mission Hill Dr. within the Mission Hill Section Three Subdivision. The Neighborhood Mixed Use Building special use is proposed for Tracts 201 and 201A. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226

The motion to approve on first reading the Neighborhood Plan Combining District for the Parker Lane Neighborhood Planning Area save and except for the following: A) Contested tracts to be discussed as separate motions: 203 and 222; and B) Tracts withdrawn from the NPCD for future discussion at a later date as listed on Attachment A-2 was approved on Council Member Cole's motion, Council Member Leffingwell's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 222 at 4600, 4604 E. Ben White Boulevard to GO-CO-NP (the conditional overlay was to impose a building setback of 50 feet from the creek centerline) was approved on Council Member McCracken's motion, Mayor Wynn's second on a 7-0 vote.

The motion to approve on first reading rezoning of Tract 203 at 2600, 2600 ½ S. Pleasant Valley Road to SF-3-NP was approved on Council Member Leffingwell's motion, Council Member McCracken's second on a 7-0 vote.

75. C14-05-0112 – Riverside Neighborhood Plan Combining District - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by Town Lake, on the east by Pleasant Valley Road, on the south by Oltorf Street, and on the west by IH-35 (Colorado River, Country Club, Harpers Branch, Town Lake Watersheds). The proposed zoning change will create the Riverside Neighborhood Plan Combining District (NPCD) and implement the land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 28 tracts (within the planning area of 729.96 acres). Under the proposed Riverside NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" and "Prohibited Parking in the Front Yard" are proposed for the entire area. The Neighborhood Mixed Use Building special use is proposed for Tracts 21, 22, 35, 37, 38, 41, 42, 43, 43A, 44, 45, 45A, 45B, 47 and 51. The Neighborhood Urban Center special use is proposed for Tracts 21, 22, 35, 37, 38, 41, 42, 43, 43A, 44, 45, 45A and 45B. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226.

The motion to approve on first reading the Neighborhood Plan Combining District for the Riverside Neighborhood Planning Area save and except for the following: A) Contested tracts to be discussed as separate motions: 37, 39, 41, 43, 43A, 44, 45, 45A, 45B, 46, 47, 49, 50; and B) Tracts withdrawn from the NPCD for future discussion at a later date as listed on Attachment A-3 was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 37, at 2109-2237 E. Riverside Dr. (Burton Terrace Sec 1-A Amended, lots 4 and 5, and Riverside Drive Plaza Joint Venture, lots 8-9 except for the 10,012 SF tract of land out of Lot 9 as described in Tract 38) and 1700-1702 Willow Creek Dr. (Riverside Drive Plaza Joint Venture Lots 10-11) to GR-NP with Mixed Use Building and Neighborhood Urban Center (MUB and NUC) was approved on Council Member McCracken's motion, Mayor Wynn's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 39 at 1701, 1703, 1705, 1707, 1709, 1711 and 1713 Burton Dr. to LO-MU-CO-NP(the conditional overlay prohibits multifamily residential) for was approved on Council Member Kim's motion, Council Member Martinez' second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 41, at 2017 E. Riverside Dr. (a 12,695 SF tract of land comprised of three tracts of land one containing 4,305 SF, one 2,648 SF and the last 5,742 SF out of Lot 11D of the Second Resubdivision of Colorado Hills Estates Sect) to CS-1-MU-CO-NP with the following conditions was approved on Council Member McCracken's motion, Council Member Cole's second on a 6-1 vote. Council Member Kim voted nay. The conditions for the combined Tracts 41, 43, and 44 include: 1) maximum FAR of 1.8:1; 2) limited to GR site development standards; 3) limited to 10% open space; 4) minimum of 10% of the development's gross floor area shall be used for commercial; 5) minimum of 25% of the development's gross floor area shall be used for residential of which 30% shall be townhouses or condominiums; 6) limit the number of rental units to 300 with a private restrictive covenant; and 7) compliance with the Commercial Design Standards.

The motion to approve on first reading rezoning Tract 43, at 2003-2023 E. Riverside Drive; 1407 ½ Royal Crest Drive (excluding portions identified in Tracts 41, 42, 44) to CS-MU-CO-NP with the following conditions was approved on Council Member McCracken's motion, Council Member Cole's second on a 6-1 vote. Council Member Kim voted nay. The conditions for the combined Tracts 41, 43, and 44 include: 1) maximum FAR of 1.8:1 2) limited to GR site development standards 3) limited to 10% open space 4) minimum of 10% of the development's gross floor area shall be used for commercial 5) minimum of 25% of the development's gross floor area shall be used for residential of which 30% shall be townhouses or condominiums 6) limit the number of rental units to 300 with a private restrictive covenant 7) compliance with the Commercial Design Standards.

The motion to approve on first reading rezoning Tract 44, at 2003 E. Riverside Dr. (5,983 SF tract of land out of Lot 11C of the First Resubdivision of Colorado Hills Estates) to CS-1-MU-CO-NP with the following conditions was approved on Council Member McCracken's motion, Council Member Cole's second on a 6-1 vote. Council Member Kim voted nay. The conditions for the combined Tracts 41, 43, and 44 include: 1) maximum FAR of 1.8:1 2) limited to GR site development standards 3) limited to 10% open space 4) minimum of 10% of the development's gross floor area shall be used for commercial 5) minimum of 25% of the development's gross floor area shall be used for residential of which 30% shall be townhouses or condominiums 6) limit the number of rental units to 300 with a private restrictive covenant 7) compliance with the Commercial Design Standards.

The motion to approve on first reading rezoning Tract 43A at 2001 E. Riverside Drive to CS-NP with MUB and NUC was approved on Council Member Cole's motion, Mayor Pro Tem Dunkerley's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 45 at 1801-1919 E. Riverside Dr. (Lot B River Hills Addition) except for the portion described in Tract 45A and Tract 45B to GR-NP with MUB and NUC was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 45A at 1805-1909 E. Riverside Dr. (a 6,490 SF tract of land out of Lot 10 of Colorado Hills Estates, Section 5) to CS-1-NP with MUB and NUC was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 45B, at 1905 E. Riverside Dr. (1,987 SF tract of land out of Lot B River Hills Addition) to CS-NP with MUB and NUC was approved on Mayor Pro Tem Dunkerley's motion, Council Member McCracken's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 46, at 1605 E. Riverside Drive to GR-NP was approved on Council Member McCracken's motion, Council Member Martinez' second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 47 at 1005-1007 Summit Street (Lot 3 Less North 24 ft of Thomas and Burch Subdivision) to LO-MU-CO-NP with MUB (prohibit multifamily residential) was approved on Council Member McCracken's motion, Council Member Cole's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 49 at 1301 S. I-35 Service Road NB (Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park save and except the portion described in Tract 50) to LR-MU-CO-NP (any redevelopment shall be no closer than current buildings) was approved on Mayor Pro Tem Dunkerley's motion, Council Member Cole's second on a 7-0 vote.

The motion to approve on first reading rezoning Tract 50 at 1301 S. IH-35 Service Road NB (a 0.2 acre tract, more or less, out of Lot 3-A, Resubdivision of Lot 3 Parkinson Lela Subdivision and Lot 12 Block 10 Bellevue Park, comprised of the east 50 feet west of and parallel to the western property line of Lot 11, Block 10, Bellevue Park Subdivision) to LO-CO-NP (conditional overlay is to limit height to 12 ft. and prohibit access to Lupine) was approved on Mayor Pro Tem Dunkerley's motion, Council Member Cole's second on a 7-0 vote.

76. C14-05-0113 – Pleasant Valley Neighborhood Plan Combining District - Approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property bounded on the north by the Colorado River, on the east by Grove Blvd., on the south by Oltorf Street and on the west by Pleasant Valley Road save and except approximately 183 acres of land known as the Austin Community College "ACC" tract (Colorado River, Country Club, Town Lake Watersheds). The proposed zoning change will create the Pleasant Valley Neighborhood Plan Combining District (NPCD) and implement land use recommendations of the East Riverside/Oltorf Combined Neighborhood Plan for a total of 4 tracts (within the planning area of 1,275 acres). Under the proposed Pleasant Valley NPCD, "Small Lot Amnesty", "Garage Placement", "Impervious Cover and Parking Placement Restrictions" and "Prohibited Parking in the Front Yard" are proposed for the entire area. The City Council may approve a zoning change to any of the following: Rural Residential (RR); Single-Family Residence – Large Lot (SF-1); Single-Family Residence—Standard Lot (SF-2); Family Residence (SF-3); Single-Family – Small Lot & Condominium Site (SF-4A/B); Urban Family Residence (SF-5); Townhouse & Condominium Residence (SF-6); Multi-Family Residence - Limited Density (MF-1); Multi-family Residence - Low Density (MF-2); Multi-

family Residence - Medium Density (MF-3); Multi-family Residence – Moderate-High Density (MF-4); Multi-family Residence - High Density (MF-5); Multi-family Residence - Highest Density (MF-6); Mobile Home Residence (MH); Neighborhood Office (NO); Limited Office (LO); General Office (GO); Commercial Recreation (CR); Neighborhood Commercial (LR); Community Commercial (GR); Warehouse / Limited Office (W/LO); Commercial Services (CS); Commercial-Liquor Sales (CS-1); Commercial Highway (CH); Industrial Park (IP); Major Industrial (MI); Limited Industrial Services (LI); Research and Development (R&D); Development Reserve (DR); Agricultural (AG); Planned Unit Development (PUD); Historic (H); and Public (P). A Conditional Overlay (CO), Planned Development Area Overlay (PDA), Mixed Use Combining District Overlay (MU); Neighborhood Conservation Combining District (NCCD); or Neighborhood Plan Special Use (NP) may also be added to these zoning base districts. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Robert Heil 974-2330 and Melissa Laursen 974-7226.

The motion to approve on first reading the Neighborhood Plan Combining District for the Pleasant Valley Neighborhood Planning Area save and except for tracts withdrawn from the NPCD for future discussion at a later date as listed on Attachment A-4 distributed to Council was approved on Council Member Leffingwell's motion, Council Member McCracken's second on a 6-0 vote. Council Member Kim abstained.

Mayor Wynn adjourned the meeting at 11:26 p.m. without objection.

The minutes for the Regular Meeting of October 19, 2006 were approved on this the 2nd day of November, 2006 on Council Member Kim's motion, Council Member Martinez' second on a 7-0 vote.